

PROOF

STATE OF IOWA

House Journal

TUESDAY, FEBRUARY 1, 2005

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(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Twenty-third Calendar Day - Fifteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 1, 2005

The House met pursuant to adjournment at 8:50 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Jim Guyer, pastor of Cedar Heights Presbyterian Church, Cedar Falls. He was the guest of Representative Willard Jenkins from Black Hawk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Monday, January 31, 2005 was approved.

INTRODUCTION OF BILLS

House File 167, by McCarthy and Baudler, a bill for an act relating to the regulation of tobacco product retailers, and making penalties applicable.

Read first time and referred to committee on **public safety**.

House File 168, by Ford, a bill for an act relating to the use of consular identification cards as a means of personal identification.

Read first time and referred to committee on **state government**.

House File 169, by Ford, a bill for an act repealing the Iowa English language reaffirmation Act and rules of construction for English language laws.

Read first time and referred to committee on **state government**.

House File 170, by Swaim, a bill for an act relating to the disposal of solid waste by planning areas and related solid waste management plans and reports.

Read first time and referred to committee on **environmental protection**.

[House File 171](#), by Ford, a bill for an act to require certain notices regarding the external review of denied health care insurance coverage.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 172](#), by Ford, a bill for an act relating to registration fees for leased motor vehicles.

Read first time and referred to committee on **transportation**.

SPECIAL PRESENTATION

Murphy of Dubuque introduced to the House the following delegation from Malaysia: Juhar bin Mahiruddin, Datuk James Andrew Viales, JP, Zakaria Bin Mohd Edris, Philip Benedict Lasimbang, Liew Yun Fah and Au Kam Wah. They are part of the Sabah—US Legislative Exchange Program. Senator Boettger of Shelby and Representative Murphy of Dubuque escorted them to the well wherein they briefly addressed the House. The committee on international relations approached the well and presented gifts to the delegation.

The House rose and expressed its welcome.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARGARET A. THOMSON
Chief Clerk of the House

- | | |
|----------|---|
| 2005\249 | Marv and Jo Staake, Spirit Lake – For celebrating their 50 th wedding anniversary. |
| 2005\250 | Archie Birt, Terril – For celebrating his 80 th birthday. |
| 2005\251 | Harlan King, Spencer – For celebrating his 80 th birthday. |

- 2005\252 Tony Koth, Spirit Lake – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\253 Dena Blankespoor, Hull – For celebrating her 90th birthday.
- 2005\254 Floyd Perry, La Porte City – For celebrating his 90th birthday.
- 2005\255 Alvin and Ann Johnson, Mason City – For celebrating their 60th wedding anniversary.
- 2005\256 Bonnie Meany, Fairbank – For celebrating her 80th birthday.
- 2005\257 Merle and Edith Meyer, Maynard – For celebrating their 60th wedding anniversary.
- 2005\258 Viola Teisinger, Denver – For celebrating her 85th birthday.
- 2005\259 Willhart Schellhorn, Oelwein – For celebrating his 88th birthday.
- 2005\260 Zinita Kirchoff, Oelwein – For celebrating her 90th birthday.
- 2005\261 Robert and Joanne Meeves, Dunlap – For celebrating their 50th wedding anniversary
- 2005\262 Art and Lorraine Beeck, Ricketts – For celebrating their 50th wedding anniversary.
- 2005\263 Bill Ullrich, Ida Grove – For celebrating his 80th birthday.
- 2005\264 Ethel Sever, Sioux City – For celebrating her 90th birthday.
- 2005\265 Alfred Oddo, Sioux City – For celebrating his 91st birthday.
- 2005\266 James McClain, Sioux City – For celebrating his 96th birthday.
- 2005\267 Don and Lorene Sawyer, Spirit Lake – For celebrating their 61st wedding anniversary
- 2005\268 Tony Moravec, Iowa Falls – For celebrating his 80th birthday.
- 2005\269 Charlotte McMillen, Alden – For celebrating her 85th birthday.
- 2005\270 Viola Hansen, Clinton – For celebrating her 90th birthday.
- 2005\271 LTG (Ret.) and Mrs. Warren Lawson (Bud and Bobbie), Ankeny – For celebrating their 50th wedding anniversary.
- 2005\272 Ernie Schmidt, Mason City – For celebrating his 80th birthday.
- 2005\273 Ruth Cooper, Mason City – For celebrating her 80th birthday.

- 2005\274 Arthur Stover, Mason City – For celebrating his 90th birthday.
- 2005\275 Kenneth and Jeanne Kalahar, Mason City – For celebrating their 63rd wedding anniversary.
- 2005\276 Arlis Meyer, Mason City – For celebrating her 94th birthday.
- 2005\277 Richard and Adrian Lambert, Mason City – For celebrating their 50th wedding anniversary.
- 2005\278 Mr. and Mrs. Richard McQuillen, Moscow – For celebrating their 50th wedding anniversary
- 2005\279 Nellie Lowery, West Branch – For celebrating her 94th birthday.
- 2005\280 Dick and Virginia Bergert, Ankeny – For celebrating their 60th wedding anniversary.
- 2005\281 Minnie Pearl Burdock, What Cheer – For celebrating her 100th birthday.
- 2005\282 Minnie Werner, Amana – For celebrating her 85th birthday.
- 2005\283 Helen James, Keswick – For celebrating her 80th birthday.
- 2005\284 Shirley Rutledge, Tama – For celebrating her 80th birthday.
- 2005\285 Bess Ingles, Tama – For celebrating her 96th birthday.
- 2005\286 Mary Meyer, Keokuk – For being named Keokuk Teacher of the Year.
- 2005\287 Donald and Thelma Blumer, Luana – For celebrating their 50th wedding anniversary.
- 2005\288 Lucille Hildebrand, Edgewood – For celebrating her 80th birthday.
- 2005\289 Ilo Glawe, Strawberry Point – For celebrating her 80th birthday.
- 2005\290 Burnell and Iva Dean Wilker, Elkader – For celebrating their 50th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

[House File 12](#)

Human Resources: Wilderdyke, Chair; Carroll and Heddens.

[House File 20](#)

Human Resources: Carroll, Chair; Petersen and Wilderdyke.

[House File 46](#)

Human Resources: Wilderdyke, Chair; Carroll and Petersen.

[House File 54](#)

Human Resources: Lukan, Chair; Granzow and Hunter.

[House File 131](#)

State Government: Roberts, Chair; Quirk and Raecker.

[House File 133](#)

Education: Dolecheck, Chair; Chambers and Wendt.

[House File 134](#)

State Government: Roberts, Chair; Quirk and Raecker.

[House File 140](#)

Human Resources: Heaton, Chair; Carroll and Foege

[House File 141](#)

State Government: Hutter, Chair; Paulsen and Whitead.

[House File 146](#)

Education: Boal, Chair; Bukta and Tomenga.

[House File 147](#)

Education: Chambers, Chair; Ford and Granzow.

[House File 151](#)

Education: Kaufmann, Chair; Ford and Roberts.

[House File 156](#)

Public Safety: De Boef, Chair; Heddens and Rayhons.

[House File 157](#)

Public Safety: De Boef, Chair; Heddens and Rayhons.

[House File 161](#)

Public Safety: Baudler, Chair; Bell and Chambers.

House File 167

Public Safety: McCarthy, Chair; Baudler and Heddens.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 82

Commerce, Regulation and Labor: Jacobs, Chair; Shomshor and Tomenga.

House Study Bill 93

Public Safety: Eichhorn, Chair; Bell and J.R. Van Fossen.

House Study Bill 94

Public Safety: Horbach, Chair; Sands and Shoultz.

House Study Bill 106

Judiciary: Anderson, Chair; R. Olson and Tymeson.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 107 State Government

Providing for and requiring the statewide licensure of electricians and installers, providing for registration of apprentice electricians, establishing fees, providing penalties, and providing an effective date.

H.S.B. 108 Judiciary

Defining the term “possession” for purposes of the criminal law.

H.S.B. 109 Ways and Means

Relating to the financing of telecommunications projects and facilities by cities, including requirements regarding feasibility studies and reports, requiring sealed bids and approval by city voters, prohibiting financing for more than projected costs, and increasing the minimum voter approval rate for such projects, and providing effective and retroactive applicability dates.

H.S.B. 110 Human Resources

Relating to the creation of a task force to provide for the implementation of Medicare Part D and providing an effective date.

H.S.B. 111 Commerce, Regulation and Labor

Relating to awards of noneconomic damages in civil cases.

H.S.B. 112 Commerce, Regulation and Labor

Relating to workers' compensation liability insurance, and providing for civil penalties.

H.S.B. 113 Commerce, Regulation and Labor

Relating to the payment of interest on certain workers' compensation benefit payments.

H.S.B. 114 Commerce, Regulation and Labor

Relating to an award of punitive or exemplary damages in a civil case.

H.S.B. 115 Judiciary

Relating to nonsubstantive Code corrections and including effective and retroactive applicability date provisions.

H.S.B. 116 Commerce, Regulation and Labor

Relating to the regulation of attorney fees in workers' compensation cases.

H.S.B. 117 Human Resources

Relating to third-party payment of health care coverage costs for biologically based mental illness treatment services.

H.S.B. 118 Judiciary

Relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions.

H.S.B. 119 Education

Relating to the compulsory school attendance age.

H.S.B. 120 Education

Relating to the responsibilities of the department of education, including the accreditation of schools and the development of long-range plans by the division of libraries and information services.

H.S.B. 121 Education

Relating to the nonpractitioner members of the board of educational examiners.

H.S.B. 122 Education

Relating to the duties and operations of the state board of education, the department of education, and local school boards, including provisions relating to dropout and dropout prevention programs, high school equivalency diplomas, the school start date, evening and part-time schools, open enrollment, requirements for school bus drivers, and extended school programs.

H.S.B. 123 Oversight

Relating to dual governmental employment by executive branch officials and state employees.

H.S.B. 124 Human Resources

Relating to a nursing facility quality assurance assessment, providing a contingent effective date, providing for retroactive applicability, and providing an effective date.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON
Chief Clerk of the House

COMMITTEE ON ETHICS

Committee Bill (Formerly [House Study Bill 4](#)), relating to the House code of ethics.

Fiscal Note is not required.

Recommended **Do Pass** January 31, 2005.

Committee Bill (Formerly [House Study Bill 5](#)), relating to the rules governing lobbyists in the House of Representatives.

Fiscal Note is not required.

Recommended **Do Pass** January 31, 2005.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly [House File 33](#)), expanding the duties of the child death review team and making a penalty applicable.

Fiscal Note is not required.

Recommended **Do Pass** February 1, 2005.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly [House Study Bill 11](#)), relating to the names of business entities.

Fiscal Note is not required.

Recommended **Do Pass** January 27, 2005.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly [House File 52](#)), prohibiting false compartments in vehicles for the purpose of intentionally concealing or transporting contraband and providing penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 27, 2005.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly [House Study Bill 35](#)), updating the Code references to the Internal Revenue Code and including retroactive applicability and effective date provisions.

Fiscal Note is not required.

Recommended **Amend and Do Pass** January 31, 2005.

Committee Bill (Formerly [House Study Bill 36](#)), relating to the utility replacement tax task force.

Fiscal Note is not required.

Recommended **Do Pass** January 31, 2005.

RESOLUTIONS FILED

[HR 6](#), by committee on ethics, a resolution relating to the rules governing lobbyists in the House of Representatives.

Placed on the **calendar**.

[HR 7](#), by committee on ethics, a resolution relating to the House code of ethics.

Placed on the **calendar**.

[HR 8](#), by Ford and Raecker, a resolution encouraging the state board of regents to establish a task force to develop a model athlete recruitment policy and to review college student-athlete graduation rates at the universities under its control.

Laid over under **Rule 25**.

AMENDMENT FILED

[H-1018](#) H.C.R 3 Roberts of Carroll

On motion by Gipp of Winneshiek the House adjourned at 9:02 a.m., until 8:45 a.m., Wednesday, February 2, 2005.